

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

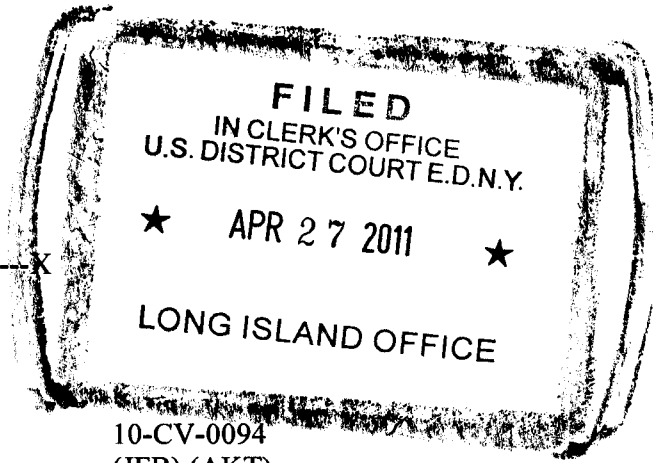
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THOMAS HOY AND
ELKE HOY,

Plaintiffs,

-against-

THE INCORPORATED
VILLAGE OF BAYVILLE,
SPRINT SPECTRUM REALTY COMPANY, L.P.,
as Successor in Interest to SPRINT SPECTRUM, L.P.,
NEXTEL OF NEW YORK d/b/a as NEXTEL
COMMUNICATIONS, OMNIPPOINT FACILITIES
NETWORK 2, LLC, and NEW YORK SMSA LIMITED
PARTNERSHIP,

Defendants.
-----X



**STIPULATION AND
ORDER OF DISMISSAL
WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned
counsel on behalf of their respective clients that the above-captioned action be and the same
hereby is dismissed with prejudice and without costs to any party.

Dated: April 26, 2011

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Company, L.P. as successor-in-interest to
Sprint Spectrum, L.P., and for Nextel of New
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*The Clerk of the Court shall close
the case. 4/27/11*

SO ORDERED

JOSEPH F. BIANCO
United States District Judge